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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

CISCO SYSTEMS, INC.,

Plaintiff,

vs.

ARISTA NETWORKS, INC.,

Defendant.

CASE NO. 5:14-cv-5344-BLF

**DECLARATION OF JOHN M. NEUKOM
IN SUPPORT OF CISCO SYSTEMS,
INC.'S REPLY BRIEF IN SUPPORT OF
ITS MOTION FOR PARTIAL SUMMARY
JUDGMENT**

1 I, John M. Neukom, declare as follows:

2 1. I am a partner at the law firm Quinn Emanuel Urquhart & Sullivan, LLP (“Quinn
3 Emanuel”), counsel for Plaintiff Cisco Systems, Inc. (“Cisco”) in this action. I make this
4 declaration in support of Cisco’s Reply Brief in Support of its Motion for Partial Summary
5 Judgment. I make this declaration based on my own personal knowledge. If called as a witness, I
6 could and would testify competently to the matters set forth herein.

7 2. In the following paragraphs, I declare that I have attached “true and accurate”
8 copies of a number of documents, and portions of documents. While that is true to the best of my
9 knowledge, it is also the case that many of these documents as I am submitting them to the Court
10 have been modified insofar as I, and/or my colleagues, have added highlighting to those
11 documents. For example, for various of the exhibits attached here, I and my colleagues have added
12 yellow highlighting for emphasis, so that the Court may more easily direct its attention to the
13 relevant portions of the documents.

14 3. Attached hereto as Exhibit 1 is a true and correct copy of excerpts from the January
15 29, 2016 deposition transcript of Adam Sweeney.

16 4. Attached hereto as Exhibit 2 is a true and correct copy of Defendant Arista
17 Networks, Inc.’s Supplemental Response to Plaintiff Cisco Systems, Inc.’s Fifth Set of
18 Interrogatories (No. 26), served on May 27, 2016 and Defendant Arista Networks, Inc.’s Ninth
19 Supplemental Responses to Plaintiff Cisco System Inc.’s First Set of Interrogatories (No. 9),
20 served on April 26, 2016.

21 5. Attached hereto as Exhibit 3 is a true and correct copy of excerpts from the
22 February 25, 2016 deposition transcript of Jayshree Ullal.

23 6. Attached hereto as Exhibit 4 is a true and correct copy of excerpts from the
24 February 12, 2016 deposition transcript of Ken Duda.

25 7. Attached hereto as Exhibit 5 is a true and correct copy of excerpts from the March
26 17, 2016 deposition transcript of Anshul Sadana.

1 8. Attached hereto as Exhibit 6 is a true and correct copy of excerpts from the January
2 21, 2016 deposition transcript of Lincoln Dale.

3 9. Attached hereto as Exhibit 7 is a true and correct copy of excerpts from the
4 February 19, 2016 deposition transcript of Hugh Holbrook.

5 10. Attached hereto as Exhibit 8 is a true and correct copy of the ITC Final
6 Determination in the 337-TA-944 matter, issued on June 23, 2016, with redactions. The
7 redactions to this document are modest and reflect the form in which the document was provided
8 to counsel for Cisco in this lawsuit (by counsel for Cisco in the ITC matter with permission from
9 Arista's counsel). I understand that the redactions pertain to third-party confidential information.

10
11 I declare under penalty of perjury that the foregoing is true and correct, and that this
12 declaration was executed in San Francisco, on July 21, 2016.

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15 /s/ John M. Neukom
16 John M. Neukom
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